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In re PATENT APPLICATION OF

Chris Somerville et al.

Application No. 09/885,189

Filed: June 21, 2001

BOX SEQUENCE

Group Art Unit: 1683

Examiner: (Unassigned)

Title: PRODUCTION OF HYDROXYLATED FATTY ACIDS IN GENETICALLY MODIFIED PLANTS

\* \* \* \* \*

**REQUEST FOR SEQUENCE LISTING IN PARENT APPLICATION TO BE  
ENTERED INTO PRESENT APPLICATION**

Hon. Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures dated July 19, 2001, and in compliance with 37 C.F.R. §1.823(a), it is requested that the computer readable form in the parent application, i.e., U.S. Serial No. 08/597,313, now U.S. Patent 6,310,194, be transferred to this application.

It is respectfully noted that the sequence listing filed in the parent application, U.S. Serial No. 08/597,313, is identical to the sequence listing contained in the above-identified application. No new matter has been added.

If the Office has any questions pertaining to this submission, it is requested that the undersigned be contacted so that prosecution of this application may be expedited.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By:

Bonnie Weiss McLeod  
Registration No. 43,255

1600 Tysons Boulevard  
McLean, VA 22102  
(703) 905-2000  
(703) 905-2500 Facsimile

Attorney Reference: 020263-0275564  
Date: November 19, 2001

Inventor(s): Somerville et al.

Appl. No.: 09

885,189

Series Code ↑

Serial No. ↑

Filed: June 21, 2001

Hon. Commissioner of Patents  
Washington, D.C. 20231

Sir:

**REPLY/AMENDMENT/LETTER**

Group Art Unit 1638

Examiner: (Unassigned)

Atty. Dkt. P 0275564

M#

Client Ref

Appl. Title: PRODUCTION OF HYDROXYLATED FATTY  
ACIDS IN GENETICALLY MODIFIED PLANTS

Date: November 19, 2001

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

**FEE REQUIREMENTS FOR CLAIMS AS AMENDED**

## 1. Small Entity claim

A. ☒ NOT madeB. ☐ WithdrawnC. ☐ made herewithD. ☐ made previously

For B & C  
See **Required  
Separate Paper**  
(Pat-256)

	Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm
2. Total Effective Claims		**minus 0	0	x \$18/\$9 =	+ \$0	103/203
3. Independent Claims		***minus 0	0	x \$84/\$42 =	+ \$0	102/202
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application) .....				+ \$280/\$140 =	+ \$0	104/204
5. Original due Date: September 19, 2001	<input type="checkbox"/> NONE					
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo)	\$110/\$55 =				115/215
	(2 mos)	\$400/\$200 =		+ \$400		116/216
	(3 mos)	\$920/\$460 =				117/217
	(Usable only for ≤ 2mo.OA --- 4 mos)	\$1,440/\$720 =				118/218
	(Usable only for 30 day/1mo.OA --- 5 mos)	\$1,960/\$980 =				128/228
7. Enter any previous extension fee paid since above original due date and subtract				- \$0		
8. Extension Fee Attached				+ \$400		
9. If Terminal Disclaimer attached, add Rule 20(d) official fee .....				+ \$110/\$55	+ \$0	148/248
10. If IDS attached requires Official Fee under Rule 97 (c), .....				+ \$180	+ \$0	126
or if Rule 97(d) Request .....				+ \$180		126
11. After-Final Request Fee per rules 129(a) and 17(r) .....				+ \$740/370	+ \$0	146/246
12. No. of additional inventions for examination per Rule 129(b) .....				x \$740/370 ea	+ \$0	149/249
13. Request for Continued Examination (RCE) .....				+ \$740/370	+ \$0	1179/1279
14. Petition fee for .....					+ \$0	
15. TOTAL FEE ENCLOSED =					\$400	

15.

16. \*If the entry in this space is less than entry in next space, the "Present Extra" result is "0".

17. \*\*If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.

18. \*\*\*If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

11/20/2001 YPOLITE1 00000030 09885189

Our Deposit Account No. 03-3975)

(Our Order No. 020263 0275564

C#

M#

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CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

Pillsbury Winthrop LLP  
Intellectual Property Group

By Atty: Bonnie Weiss McLeod

Reg. No. 43,255

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Atty/Sec: BWM/kmh

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments



# UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/885,189	06/21/2001	Chris Somerville	P 275564

CONFIRMATION NO. 7809

## FORMALITIES LETTER



\*OC000000006318125\*

Pillsbury Winthrop LLP  
Intellectual Property Group  
East Tower, Ninth Floor  
1100 New York Avenue, N.W.  
Washington, DC 20005-3918

Date Mailed: 07/19/2001

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice **MUST** be returned with the reply.*



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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE